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1.17.82

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Illinois Power Company :  
and :  
Western Illinois Electric Cooperative, Inc. :  
: ESA 217  
Joint petition for approval of an agreement :  
defining service areas pursuant to the :  
Electric Supplier Act. :

ORDER

1/19/83

By the Commission:

On November 4, 1982, Illinois Power Company ("Illinois Power") and Western Illinois Electric Cooperative, Inc. ("Western") filed with the Illinois Commerce Commission ("Commission") a verified petition for approval of a Service Area Agreement, attached to the petition as Exhibit "A", defining and delineating, as between themselves, service areas in which each Petitioner is to provide electric service in certain parts of Hancock, Henderson and McDonough Counties, Illinois, pursuant to Section 6 of the Electric Supplier Act, approved July 2, 1965.

The Commission, having given due consideration to the verified joint petition, the Service Area Agreement and a map incorporating the service areas by reference as Exhibit "1", and being fully advised in the premises, finds that:

- (1) Illinois Power is an Illinois corporation engaged in the generation, transmission, distribution and sale of electric energy to the public in various municipalities and areas in the State of Illinois, and is a public utility under the Illinois Public Utilities Act;
- (2) Western is an Illinois not-for-profit corporation organized on a cooperative basis for the purpose of furnishing and distributing electric energy, and is an electric supplier within the meaning of the Electric Supplier Act;
- (3) the Commission has jurisdiction of the parties hereto and of the subject matter hereof;
- (4) on August 23, 1982, Petitioners entered into a Service Area Agreement defining and delineating, as between themselves, certain service areas in which each is to provide electric service; a copy of said Agreement is attached to the petition herein as Exhibit A and the aforesaid service areas are shown on a map designated as Exhibit 1 and incorporated by reference into said Agreement and made a part thereof, pursuant to Section 6 of the Electric Supplier Act; a public hearing in this matter is not required;
- (5) said Service Area Agreement tends to avoid duplication of facilities and increase the efficiency of the Petitioners in furnishing service to the public and constitutes a total Service Area Agreement for the areas where a controversy may arise between Petitioners when furnishing service to the public in certain parts of Hancock, Henderson and McDonough Counties, Illinois; the terms of said Agreement do not change the electric supplier of any customer being provided service by either party as of the date the Agreement was executed;

EXHIBIT

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- (6) the terms of said Agreement should minimize disputes which may result in inconvenience and diminished efficiency of electric service and is in the public interest;
- (7) the prayer of said petition for an Order approving said Service Area Agreement should be granted.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that the Service Area Agreement, dated August 23, 1982, by and between Illinois Power Company and Western Illinois Electric Cooperative, Inc., attached to the petition as Exhibit A and the map attached thereto as Exhibit 1, be, and they are hereby, approved insofar as they relate to the definition and delineation of service areas in which each party is to provide electric service in certain parts of Hancock, Henderson and McDonough Counties, Illinois.

By Order of the Commission this 19th day of January, 1983.

(SIGNED) PHILIP R. O'CONNOR

Chairman

(S E A L)

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

CERTIFICATE

Re: ESA 217

I, ROSE M. CLAGGETT, do hereby certify that I am Chief Clerk of the Illinois Commerce Commission of the State of Illinois and keeper of the records and seal of said Commission.

I further certify that the above and foregoing is a true, correct and complete copy of order made and entered of record by said Commission on January 19, 1983.

Given under my hand and seal of said Illinois Commerce Commission at Springfield, Illinois, on January 21, 1983.

*Rose M. Claggett*  
Chief Clerk



STATE OF ILLINOIS  
Illinois Commerce Commission  
527 EAST CAPITOL AVENUE  
SPRINGFIELD, ILLINOIS 62706

January 21, 1983

Re: ESA 217

Dear Sir/Madam:

Enclosed herewith is certified copy of order entered by the Commission.

Kindly acknowledge receipt.

Very truly yours,

A handwritten signature in cursive script, reading "Rose M. Claggett".

Rose M. Claggett  
Chief Clerk

RMC:alb.